



# KERALA GAZETTE

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## PART I

### Notifications and Orders issued by the Government

#### Labour and Rehabilitation Department Labour and Rehabilitation (A)

##### ORDERS (1)

G. O. (Rt.) No. 1453/2010/LBR.

*Thiruvananthapuram, 18th August 2010.*

Whereas, the Government are of opinion that an industrial dispute exists between the Manager, Manickal Estate, T. R. & T. Company, Mundakkayam P. O. and the workman of the above referred establishment Shri Babu, C. R. No. 3059, S/o Velayudhan, Thyvilayil House, Kuppakayam P. O., Mundakkayam in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Idukki. The Industrial Tribunal will pass the award within a period of three months.

#### ANNEXURE

1. Whether the dismissal of Shri Babu, Worker, C.R. No. 3059 by the Management of Manickal Estate is justifiable ?
2. If not what relief he is entitled to ?

(2)

G. O. (Rt.) No. 1455/2010/LBR.

*Thiruvananthapuram, 18th August 2010.*

Whereas, the Government are of opinion that an industrial dispute exists between 1. The Manager, Our Lady of Fathima L. P. School, Vellappally, Canal Ward, Alappuzha-7, 2. Shri V. J. Shaji (President, P.T.A., Our Lady of Fathima L. P. School), Veliyil Veedu, Kanjiramchira Ward, Alappuzha, 3. The Chairman, Noon Meal Committee, Our Lady of Fathima L. P. School, Vellappally, Canal Ward, Alappuzha and the workmen of the above referred establishment represented by Shri A. R. Joy, Secretary, All Kerala Skilled and General Workers Union, UTUC (M) District Committee, Canal Ward, Alappuzha-688 007 in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court, Kollam. The Labour Court will pass the award within a period of three months.

#### ANNEXURE

Whether the denial of employment to Smt. Mary Reynold and Smt. Maria Daina, Cooks of Our Lady of Fathima L. P. School, Vellappally, Canal Ward, Alappuzha-7 by the school authorities is justifiable ? If not, what relief they are entitled to ?

(3)

G. O. (Rt.) No. 1456/2010/LBR.

*Thiruvananthapuram, 18th August 2010.*

Whereas, the Government are of opinion that an industrial dispute exists between The Manager, Harrisons Malayalam Limited-Konni Estate, Kallelithottam P. O., Konni, Pathanamthitta-689 691 and workman of the above referred establishment Shri Anirudhan, Check Roll No. 2318, Tapping Worker, Rubber Division, Konni Estate, Kallelithottam P. O. in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court, Kollam. The Labour Court will pass the award within a period of three months.

#### ANNEXURE

1. Whether the dismissal of Shri Anirudhan, Check Roll No. 2318, Tapping Worker, Rubber Division, HML-Konni Estate, Kallelithottam P. O., Konni by the management is justifiable ?
2. If not, what relief he is entitled to ?

(4)

G. O. (Rt.) No. 1457/2010/LBR.

*Thiruvananthapuram, 18th August 2010.*

Whereas, the Government are of opinion that an industrial dispute exists between The Manager, Venture Estate, Harrisons Malayalam Limited, Kazhuthurutti P. O., Punalur, Kollam District and the workman of the above referred establishment represented by the General Secretary,

Thenmala Valley Estate Workers Union (AITUC), Kazhuthurutti P. O., Punalur, Kollam District in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court, Kollam. The Labour Court will pass the award within a period of three months.

#### ANNEXURE

Whether the dismissal of Shri Radhakrishna Pillai, Employment No. 2704, Worker of Harrisons Malayalam Limited, Venture Estate, Kazhuthurutti by the management is justifiable? If not, what relief he is entitled to ?

(5)

G. O. (Rt.) No. 1468/2010/LBR.

*Thiruvananthapuram, 19th August 2010.*

Whereas, the Government are of opinion that an industrial dispute exists between The Manager, Lekshmi Estate, Munnar and the workman of the above referred establishment represented by the General Secretary, Devikulam Estate Workers Union, Munnar in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Idukki. The Industrial Tribunal will pass the award within a period of three months.

#### ANNEXURE

1. Whether the dismissal of Smt. Petchiyamma, 5412, Worker, Lekshmi Estate, Sevenmalai, New Munnar Division, Munnar by the management is justifiable?
2. If not what relief she is entitled to ?

(6)

G. O. (Rt.) No. 1497/2010/LBR.

*Thiruvananthapuram, 26th August 2010.*

Whereas, the Government are of opinion that an industrial dispute exists between The Manager, Tyford Estate, Fairfield P. O., Elappara, Peermade, Idukki District and the workman of the above referred establishment represented by the President, High Range Plantation Employees Union (INTUC), Elappara P. O., Idukki District in respect of matters mentioned in the annexure to this order;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Idukki. The Industrial Tribunal will pass the award within a period of three months.

## ANNEXURE

1. Whether the claim of Shri Selvamony, C. R. No. 3219, Tyford Estate, Elappara for confirmation in supervisory cadre is admissible ?
2. If yes, to issue a direction in this respect to the employer.

(7)

G. O. (Rt.) No. 1498/2010/LBR.

*Thiruvananthapuram, 26th August 2010.*

Whereas, the Government are of opinion that an industrial dispute exists between The Manager, Harrisons Malayalam Limited, Moongalar Estate, Vandiperiyar, Peermade and the workman of the above referred establishment represented by the Deputy General Secretary, Highrange Estate Labour Union (AITUC), Peermade in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Idukki. The Industrial Tribunal will pass the award within a period of three months.

## ANNEXURE

1. Whether the dismissal of the following five workers of No. V. Division, Anakuzhy, HML Moongalar Estate, Vandiperiyar by the Management is justifiable ?
  1. Smt. Syamala-3321, 2. Shri. Devadas-2757,
  3. Smt. Selvi-4181, 4. Smt. Saraswathi-3203,
  5. Smt. Alphonsa-3636.
2. If not, what relief the workers are entitled to ?

(8)

G. O. (Rt.) No. 1502/2010/LBR.

*Thiruvananthapuram, 26th August 2010.*

Whereas, the Government are of opinion that an industrial dispute exists between The Manager, Moongalar Estate, Harrisons Malayalam Limited, Vandiperiyar, Idukki District and the workman of the above referred establishment represented by the Deputy General Secretary,

Highrange Estates Labour Union (AITUC), Peermade, Idukki District in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Idukki. The Industrial Tribunal will pass the award within a period of three months.

## ANNEXURE

1. Whether the dismissal of Shri Prince, CR No. 6096, Moongalar Estate, Vandiperiyar by the Management is justifiable ?
2. If not, what relief the worker is entitled to ?

(9)

G. O. (Rt.) No. 1615/2010/LBR.

*Thiruvananthapuram, 18th September 2010.*

Whereas, the Government are of opinion that an industrial dispute exists between 1. The Senior General Manager, Personal and Administration, Bata India Limited, Retail Shop No. 83, Industrial 2nd Suburb, Yeswanthpur, Bangalore-560 022, 2. The District Manager (North), Bata India Limited, Bata Shoes Store, M. G. Road, Ernakulam North and the workmen of the above referred establishment represented by Shri P. C. Jayaraj, Chief Zonal Organizer, All India Bata Shop Employees Union, Bata Shoe Store M.A. Road, Kannur-1 in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (d) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Industrial Tribunal, Palakkad. The Industrial Tribunal will pass the award within a period of three months.

## ANNEXURE

1. Whether the transfer of Shri K.O. Denny, C. I. Abraham and M. Prabhu, Employees by the Management of Bata India Limited is justifiable ?
2. If not, what relief they are entitled to get ?

(10)

G . O. (Rt.) No. 1616/2010/LBR.

*Thiruvananthapuram, 18th September 2010.*

Whereas, the Government are of opinion that an industrial dispute exists between 1. The Managing Director, Bata India Limited, Bata House, 418/02, Sector 17, Gurgaon, 2. The District Manager (North), Bata India Limited, Bata Shoes Store, M. G. Road, Ernakulam North and the workman of the above referred establishment represented by Shri P. C. Jayaraj, Chief Zonal Organizer, All India Bata Shop Employees Union, Bata Shoe Store, M.A. Road, Kannur-1 in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court Ernakulam. The Labour Court will pass the award within a period of three months.

## ANNEXURE

1. Whether the transfer of Shri P. C. Jayaraj, Salesman from Bata Showroom, Kannur to Bata Showroom, Kottayam by the Management is justifiable ?
2. If not, what relief the workman is entitled to ?

(11)

G . O. (Rt.) No. 1617/2010/LBR.

*Thiruvananthapuram, 18th September 2010.*

Whereas, the Government are of opinion that an industrial dispute exists between 1. The Manager, Bata Shoe Store, M. G. Road, Ernakulam and the workmen of the above referred establishment represented by Shri P. C. Jayaraj, Chief Zonal Organizer, All India Bata Shop Employees Union, Bata Shoe Store, M.A. Road, Kannur-670 001 in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court Ernakulam. The Labour Court will pass the award within a period of three months.

## ANNEXURE

1. Whether the transfer of Shri P. P. Reghunandan, K. O. Denni, Jinesh Chandran, R. Gopalakrishnan, A. Haroon, M. Prabhu, P. P. Chacko, T. Pradeep Kumar, Thariyan Jacob amounts to unfair labour practice?
2. If yes, what are the reliefs they are entitled to ?

(12)

G . O. (Rt.) No. 1618/2010/LBR.

*Thiruvananthapuram, 18th September 2010.*

Whereas, the Government are of opinion that an industrial dispute exists between 1. The Managing Director, Bata India Limited, Bata House, 418/02, Sector 17, Gurgaon, Mehruali Road, Gurgaon-122 022, 2. The Personnel Manager, Bata India Limited, Retail South Chain, Yeswanthpur, Bangalore-560 022, 3. The District Manager, Bata India Limited, Bata Shoe Store, M. G. Road, Ernakulam, North Kochi-35 and the workmen of the above referred establishment represented by Shri P. C. Jayaraj, Chief Zonal Organizer, All India Bata Shop Employees Union, C/o. Bata Shoe Store, M.A. Road, Cannanore-1 in respect of matters mentioned in the annexure to this order ;

And whereas, in the opinion of Government it is necessary to refer the said industrial dispute for adjudication ;

Now, therefore, in exercise of the powers conferred by Section 10 (1) (c) of the Industrial Disputes Act of 1947 (Central Act XIV of 1947) the Government hereby direct that the said industrial dispute be referred for adjudication to the Labour Court Kannur. The Labour Court will pass the award within a period of three months.

## ANNEXURE

Whether the transfer of the following three employees of M/s Bata India Limited from the station noted against their names are justifiable or not? If not, what relief the workers are entitled to ?

- (1) Transfer of Shri M. Dinesh Babu, Salesman from Thalassery to Thiruvananthapuram w.e.f. 12-5-2009.
- (2) Transfer of Shri P. C. Jayaraj, Senior Salesman from Kannur to Kottayam w.e.f. 7-7-2009.
- (3) Transfer of Shri K. C. Ramesh, Salesman from Thalassery to Calicut w.e.f. 12-6-2008.

By order of the Governor,

RACHEL VARGHESE,

*Under Secretary to Government.*